



Efw

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

KENNETH O. McELRATH ET AL.

Serial No.: 10/698,964

Filed: October 31, 2003

For: FUEL CELL ELECTRODE COMPRISING
CARBON NANOTUBES

Group Art Unit: 1745

Examiner: Unknown

Attorney Docket: 3006.001800/KDG

CUSTOMER NO. 23720

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

MAIL STOP AMENDMENT
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

CERTIFICATE OF MAILING (37 C.F.R. § 1.8)

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: MAIL STOP AMENDMENT, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the date below.

May 20, 2005

Cynde Meinhart
Cynde Meinhart

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R. §§ 1.97(g),(h), this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

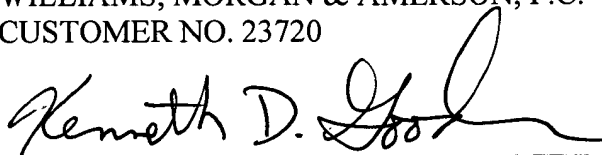
The present Supplemental Information Disclosure Statement is being filed prior to the receipt of a first Official Action reflecting an examination on the merits, and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with the filing of this Supplemental Information Disclosure Statement; however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these materials, the Director is hereby authorized to deduct said fees from Williams, Morgan & Amerson, P.C., Deposit Account No. 50-0786/3006.001800KG.

In accordance with 37 C.F.R. § 1.97(e)(1), Applicants hereby certify that each item of information contained in this Supplemental Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the present statement, as evidenced by the date of the enclosed search report. Please note that one of the references cited in the Search Report (US2002/0106552) was cited in an Information Disclosure Statement filed October 31, 2003, and is not enclosed with the present disclosure statement.

Applicants respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,

WILLIAMS, MORGAN & AMERSON, P.C.
CUSTOMER NO. 23720

A handwritten signature in black ink, appearing to read "Kenneth D. Goodman", written over a horizontal line.

Kenneth D. Goodman
Reg. No. 30,460
10333 Richmond, Suite 1100
Houston, Texas 77042
(713) 934-4094

ATTORNEY FOR APPLICANTS

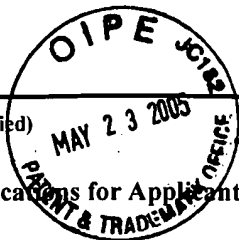
May 20, 2005

Form PTO-1449 (modified)

List of Patents and Publications for Applicant's

INFORMATION DISCLOSURE STATEMENT

(Use several sheets if necessary)

Atty. Docket No.
3006.001800/KDGSerial No.
10/698,964Applicants
Kenneth O. McElrath et al.Filing Date:
October 31, 2003Group:
1745U.S. Patent Documents
*See Page 1*Foreign Patent Documents
*See Page 1*Other Art
See Page 1

U.S. Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing Date of App.
	A3	6,432,866	08/13/2002	Tennent et al.	502	180	02/09/2000
	A4	2002/ 0049134	04/25/2002	Imazato	502	101	09/28/2001
	A5	2004/ 0234841	11/25/2004	Yoshitake et al.	429	44	
	A6						

Foreign Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Country	Class	Sub Class	Translation Yes/No
	B2	WO02/075831	09/26/2002	PCT			No
	B3	WO02/05365	01/17/2002	PCT			No
	B4						

Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation
	C12	PCT/US03/34772 International Search Report (May 9, 2005)
	C13	

EXAMINER:

DATE CONSIDERED:

EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.